

(19)



Europäisches Patentamt  
European Patent Office  
Office européen des brevets



(11) Publication number:

**0 365 153 B1**

(12)

## EUROPEAN PATENT SPECIFICATION

(45) Date of publication of patent specification: **23.08.95** (51) Int. Cl.<sup>8</sup>: **A61B 17/10**

(21) Application number: **89309713.9**

(22) Date of filing: **25.09.89**

(54) **Energy storage means for a surgical stapler.**

(30) Priority: **26.09.88 US 249537**

(43) Date of publication of application:  
**25.04.90 Bulletin 90/17**

(45) Publication of the grant of the patent:  
**23.08.95 Bulletin 95/34**

(84) Designated Contracting States:  
**BE DE ES FR GB IT LU NL SE**

(56) References cited:  
**EP-A- 0 178 942**  
**US-A- 4 606 343**

(73) Proprietor: **ETHICON INC.**  
**U.S. Route 22**  
**Somerville**  
**New Jersey 08876 (US)**

(72) Inventor: **Fox, William D.**  
**2606 Jett Hill Road**  
**New Richmond**  
**Ohio 45157 (US)**

(74) Representative: **Fisher, Adrian John et al**  
**CARPMAELS & RANSFORD**  
**43 Bloomsbury Square**  
**London WC1A 2RA (GB)**

Note: Within nine months from the publication of the mention of the grant of the European patent, any person may give notice to the European Patent Office of opposition to the European patent granted. Notice of opposition shall be filed in a written reasoned statement. It shall not be deemed to have been filed until the opposition fee has been paid (Art. 99(1) European patent convention).

## Description

### FIELD OF THE INVENTION

This invention relates generally to an improved method for initiating cutting in a linear surgical stapler. More specifically, this invention relates to improving initiation of cutting in a surgical stapler by actuating potential energy stored in a spring-activated cammed handle.

### BACKGROUND OF THE INVENTION

Recently, surgical staplers have become the more popular mode of use for closing medical wounds. Some of the surgical staplers which have been developed are devices which cut tissue between rows of staples. The tissue is cut while the staples are being driven through the tissue to seal off the wound. This is especially true in gastrointestinal devices.

Generally, the stapler will be comprised of a pair of jaws between which is placed the tissue to be cut and stapled. The jaws are clamped around the tissue, and then the cutting and stapling sequence is initiated. A stapler of this type is disclosed in EP-A-0178942.

One of the drawbacks of known surgical stapling and cutting devices is the difficulty of initiating the cutting procedure. Usually, in order to begin the cut, the user will need to provide an extra force at the knife blade. In this regard, the knife blade encounters difficulty in initially separating the tissue. Once cutting has been initiated, it becomes much easier to cut the remaining tissue. Therefore, only at the moment of beginning cutting is additional force necessary.

### SUMMARY OF THE INVENTION

It is, therefore, an object of the present invention to provide a stapler which allows an initial increase in energy at the moment cutting initiates. Therefore, it is an object of the present invention to store potential energy near the actuator of the knife blade.

It is a further object of the present invention to store potential energy near the actuator yet not to permit the use of this potential energy until the stapler is ready for use.

It is yet another object of the present invention to provide a smoother cutting force in a surgical stapler by increasing the force to cut the tissue upon initiation of the stroke for cutting.

These and other objects of the present invention are accomplished in a surgical stapler having stapling and cutting means where energy is stored, and energy storage means which are capable of

imparting potential energy to the initiating means of a stapler and cutter. This imparting of potential energy causes said initiating means to overcome resistance imparted by the tissue against the initiating means. In addition, overriding means are provided to prevent the firing of the stapler until the jaws of the surgical stapler are securely clamped one to the other.

### DETAILED DESCRIPTION OF THE DRAWINGS

The objects of the present invention will be understood more clearly when taken with the foregoing detailed description of the invention as described with the following drawings, in which:

Fig. 1 is a perspective view of a surgical stapler incorporating the handle which is part of the preferred embodiment of the present invention;

Fig. 2 is an elevational view of the handle of the present invention;

Fig. 3 is an exploded perspective view of a preferred embodiment of the present invention;

Fig. 4 is an exploded perspective view of the lower jaw mechanism employing a preferred embodiment of the present invention;

Fig. 5 is an elevation view of a preferred embodiment of the present invention;

Figs. 6, 7 and 8 are elevation views of the present invention in the unloaded, loaded, and firing positions, respectively; and

Fig. 9 is a cutaway plan view of the overriding mechanism of the preferred embodiment of the present invention.

### DETAILED DESCRIPTION OF THE DRAWINGS

Referring to Figs. 1, 2, and 3, there is a stapler 10 containing a lower or first jaw 22 and an upper or second jaw 24. These jaws 22, 24 form a stapler body 20. Within the jaws is held tissue, not shown. When a handle 42 is driven along the leg of the stapler 10, it actuates a driving means 12. Guide plate 51 is fitted within mating bar 11 to operate driving means 12. This driving means 12 contains wedges 16 and a knife blade 18. These wedges 16 and knife 18 pass through slots 32 in staple cartridge 30. The wedges 16 activate drivers not shown to cause staples to be driven through staple carriers 100 in the cartridge 30 and onto an anvil at the surface of upper or second jaw 24. While the stapler 10 is driving staples, the knife blade 18 is cutting tissue. Thus, at the end of one stroke of the handle 42, there are formed two rows of staples within the tissue, which has been cut between these two rows. The improvement to the present stapler 10 is most basically seen in the conversion of handle 42 to initiating means 40. In the initiating means 40 there is a first detent means 50 incor-

porated on the handle 42. This will be best seen in Fig. 5. The first detent means 50 pivots around pivot 52 along handle 42. The detent means 50 contains a dowel or post 54 which is able to be placed within slot 68 on the lower or first jaw 22 of the stapler 10, as seen in Fig. 3.

In addition, in one preferred embodiment there is also seen in Fig. 4 spring 73, attached along the lower jaw 22 at one end. Spring 73 is also attached to energy storage means 70, at attachment post 79, which is fit within hole 81 on energy storage means 70. This energy storage means 70 is also spring loaded, by means of spring 72, to the lower jaw 22 within guiding chamber 26. The springs 72, 73 will store potential energy when the initiating means 40 is in its loaded position.

Energy storage means 70 also contains cam 74 with groove 76. Cam 74 pivots on the guiding chamber 26 around pivot 78, as best seen in Figs. 4 through 9. It will be energy storage means 70 which will enable the initiating means 40 to supply additional energy to the cutter 18 and the wedges 16 during initiating of the cutting and stapling stroke.

Also seen in Fig. 4, as well as in Fig. 9, is overriding or second detent means 80. This overriding means 80 comprises spring 82 which is loaded against the guiding chamber 26. There is also seen a hooking bar 86, which rotates around pivot 84. This hooking bar 86 has a curved end which fits within mating groove 88 of driving means 12, as best seen in Figs. 6 and 7. The overriding means can be activated by peg 90 placed within lever 60 of the lower jaw 22. It will be this peg 90 which enables overriding means 80 to be deactivated for actuation of first detent means 50 in order to allow energy storage means 70 to provide potential energy to initiating means 40 at the start of the stroke.

Therefore, the present invention will be practiced as follows. First, tissue will be placed between the two jaws 22, 24. Then lever 60 will be clamped using clamp 62 around pin 64 in tandem with mating notch 66. At that point, the dowel 54 of first detent means 50 has previously been inserted into slot 68 on guiding chamber 26 of lower jaw 22. Once the tissue is held, initiating means 40 is moved forward (toward the end of jaws 22, 24) causing driving means 12 to activate energy storage means 70. Energy storage means 70 is then rotated when pusher block 13 contacts groove 76 to turn cam 74. Springs 72, 73 then are ready to release their stored potential energy. The stapler 10 is then ready for cutting and stapling use.

The stapler can only be used if peg 90 of lever 60 has deactivated overriding means 80. This will occur when the peg 90 has been rotated its maximum distance, upon the proper clamping of lever

60. One should note that hooking bar 86 of overriding means 80 will have been placed within the mating groove 88 located on driving means 12. It will only be if peg 90 pivots overriding means 80 around pivot 84 that the hooking bar 86 will be displaced outside mating groove 88. Only then will second detent means 80 be deactivated. Only then will the stapler 10 allow use of first detent means 50.

At this point, first detent means 50 can be pivoted around pivot 52 to allow use of handle 42. The energy stored in springs 72, 73 then cause cam 74 to impart the stored potential energy on pusher block 13 of driving means 12. This stored potential energy allows for an initiating energy to be imparted on the cutter 18 and the stapling wedges 16. This stored potential energy initiates the cutting and stapling stroke more easily, allowing for better, easier and more accurate stapling and cutting.

Therefore, the present invention can be used in all staplers which need additional initiating energy, particularly staplers which use cutting devices. Also, while this particular invention has been described in connection with the presently preferred embodiment, it will be understood that its scope is to include any modifications to the invention which cause substantially similar functions to be performed substantially the same way. Furthermore, it is recognized that the invention is described in connection with the attached claims and their equivalents in which:

#### Claims

1. A surgical stapler (10) having initiating means (40) slidable between a retracted position and an extended position to activate driving means (12) to drive staples into tissue, characterised in that said initiating means is operatively linked to camming means (74) such that movement of the initiating means towards the retracted position causes said camming means to move to an inoperative position against biasing means, whereby said initiating means are biased towards the extended position by said biasing means.
2. A stapler according to claim 1, wherein said camming means (74) is pivotally mounted and includes a surface located between the pivotal mounting (78) of said camming means and said biasing means (72) adapted to bear against said driving means (12).
3. A stapler according to claim 1 or claim 2 including first detent means (5) to retain said initiating means (40) in its retracted position.

4. A stapler according to any one of claims 1 to 3 wherein said biasing means (72) includes a spring acting between said camming means (74) and the body (20) of said stapler.
5. The surgical stapler of claim 2, said initiating means (40) comprising handle means (42) connected to said driving means, said handle means terminating in a dowel (54) insertable in a groove (76) in said camming means (74) to be held within said groove pending disengagement of said first detent means.
6. The surgical stapler of claim 1 wherein said stapler comprises a first jaw (22) attached to a second jaw (24) to fit around said tissue, and further comprises overriding means (80) capable of holding said camming means (74) in place until said jaws are properly attached to each other.
7. The surgical stapler of claim 6 wherein said first jaw (22) is attached to said second jaw (24) by means of a clamp actuating a lever (60) on said first jaw, said overriding means (80) comprising second detent means spring-loaded and insertable into said driving means (12), said second detent means pivotable out of said driving means by contact with a peg (90) located on said lever upon closing of said first and second jaws.
8. The surgical stapler of claim 7 wherein said second detent means includes a hooking bar (86) spring-loaded and pivotable into a mating groove (88) on said driving means (12), said hooking bar holding said driving means within said stapler, until said peg pivots said hooking bar out of said mating groove upon the proper clamping of said first jaw to said second jaw (24) of said stapler.

#### Patentansprüche

1. Chirurgischer Hefter (10) mit einem initialisierenden Mittel (40), das zwischen einer zurückgezogenen Stellung und einer vorgeschobenen Stellung verschiebbar ist, um Antriebsmittel (12) zu aktivieren, damit Klammern ins Gewebe getrieben werden, dadurch gekennzeichnet, daß das initialisierende Mittel betriebsmäßig an einen Nocken (74) angelenkt ist, derart, daß die Bewegung des initialisierenden Mittels in Richtung der zurückgezogenen Stellung den Nocken veranlaßt, sich entgegen einer Vorspannvorrichtung in eine unbetätigte Stellung zu bewegen, wodurch das initialisierende Mittel in Richtung der vorgeschobenen Stellung

durch die Vorspannvorrichtung vorgespannt wird.

2. Hefter nach Anspruch 1, wobei der Nocken (74) schwenkbar befestigt ist und eine Fläche umfaßt, die zwischen der schwenkbaren Befestigung (78) des Nockens und der Vorspannvorrichtung (72) angeordnet ist und sich an die Antriebsvorrichtung (12) anlegen kann.
3. Hefter nach Anspruch 1 oder Anspruch 2, welcher eine erste Auslösevorrichtung (50) umfaßt, um das initialisierende Mittel (40) in seiner zurückgezogenen Stellung zu halten.
4. Hefter nach einem der Ansprüche 1 bis 3, wobei die Vorspannvorrichtung (72) eine Feder umfaßt, die zwischen dem Nocken (74) und dem Körper (20) des Hefters wirksam ist.
5. Chirurgischer Hefter nach Anspruch 2, wobei das initialisierende Mittel (40) einen Handgriff (42) aufweist, welcher mit der Antriebsvorrichtung verbunden ist, wobei der Handgriff in einem Paßstift (54) endet, der in eine Nut (76) in dem Nocken (74) einsetzbar ist, um innerhalb der Nut während der Auslösung der ersten Auslösevorrichtung gehalten zu werden.
6. Chirurgischer Hefter nach Anspruch 1, wobei der Hefter eine erste Backe (22) umfaßt, die an einer zweiten Backe (24) zum Umgreifen des Gewebes angebracht ist, und ferner eine Auflaufvorrichtung (80) aufweist, die den Nocken (74) an Ort und Stelle halten kann, bis die Backen einwandfrei aneinander befestigt sind.
7. Chirurgischer Hefter nach Anspruch 6, wobei die erste Backe (22) an der zweiten Backe (24) mittels einer einen Hebel (60) an der ersten Backe betätigenden Klemme angebracht ist, wobei die Auflaufvorrichtung (80) eine zweite Auslösevorrichtung umfaßt, die federbelastet und in die Antriebsvorrichtung (12) einsetzbar ist, wobei die zweite Auslösevorrichtung aus der Antriebsvorrichtung durch Berührung mit einem Zapfen (90) an dem Hebel nach dem Schließen der ersten und zweiten Backen heraus-schwenkbar ist.
8. Chirurgischer Hefter nach Anspruch 7, wobei die zweite Auslösevorrichtung eine Hakenstange (86) umfaßt, die federbelastet sowie in eine passende Nut (88) an der Antriebsvorrichtung (12) schwenkbar ist, wobei die Hakenstange die Antriebsvorrichtung innerhalb des Hefters hält, bis der Zapfen die Hakenstange aus der passenden Nut nach dem einwandfreien Klem-

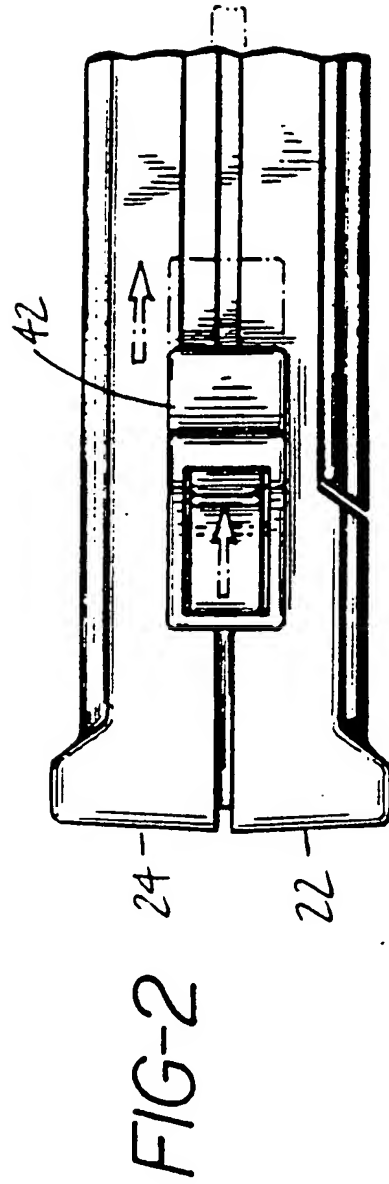
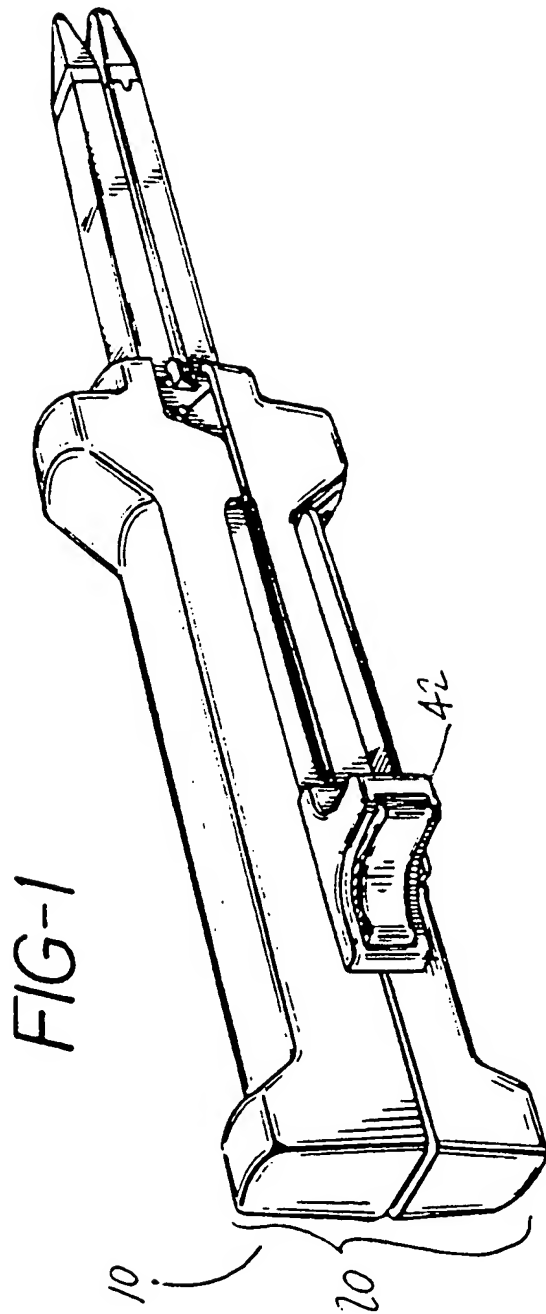
men der ersten Backe mit der zweiten Backe (24) des Hefters herausschwenkt.

#### Revendications

1. Agrafeuse chirurgicale (10) comportant un moyen d'amorçage (40) pouvant coulisser entre une position rétractée et une position sortie pour actionner un moyen d'enfoncement (12) afin d'enfoncer des agrafes dans un tissu, caractérisée en ce que ledit moyen d'amorçage est relié fonctionnellement à un moyen formant came (74) de telle sorte que le mouvement du moyen d'amorçage en direction de la position rétractée fasse déplacer ledit moyen formant came jusque dans une position de repos en opposition à un moyen de poussée, afin que ledit moyen d'amorçage soit poussé vers la position sortie par ledit moyen de poussée.
2. Agrafeuse selon la revendication 1, dans laquelle ledit moyen formant came (74) est monté de façon pivotante et comprend une surface située entre le pivot (78) de montage dudit moyen formant came et ledit moyen de poussée (72) et adaptée pour s'appuyer contre ledit moyen d'enfoncement (12).
3. Agrafeuse selon la revendication 1 ou la revendication 2, comprenant un premier moyen d'encliquetage (5) pour retenir ledit moyen d'amorçage (40) dans sa position rétractée.
4. Agrafeuse selon une quelconque des revendications 1 à 3, dans laquelle ledit moyen de poussée (72) comporte un ressort agissant entre ledit moyen formant came (74) et le corps (20) de ladite agrafeuse.
5. Agrafeuse chirurgicale selon la revendication 2, dans laquelle ledit moyen d'amorçage (40) comprend un moyen formant poignée (42) relié audit moyen d'enfoncement, ledit moyen formant came se termine par une broche (54) pouvant être insérée dans une rainure (76) prévue dans ledit moyen formant came (74) afin d'être maintenu dans ladite rainure pendant le dégagement dudit premier moyen d'encliquetage.
6. Agrafeuse chirurgicale selon la revendication 1, comprenant une première mâchoire (22) fixée sur une seconde mâchoire (24) de façon à s'adapter autour dudit tissu et comprenant en outre un moyen prioritaire (80) capable de maintenir en place ledit moyen formant came (74) jusqu'à ce que lesdites mâchoires soient correctement fixées l'une avec l'autre.

7. Agrafeuse chirurgicale selon la revendication 6, dans laquelle ladite première mâchoire (22) est fixée sur ladite seconde mâchoire (24) au moyen d'une pince actionnant un levier (60) de ladite première mâchoire, ledit moyen prioritaire (80) comprenant un second moyen d'encliquetage sollicité par ressort et pouvant être inséré dans ledit moyen d'enfoncement (12), ledit second moyen d'encliquetage pouvant sortir en pivotant dudit moyen d'enfoncement par contact avec un téton (90) situé sur ledit levier lors d'une fermeture desdites première et seconde mâchoires.

8. Agrafeuse chirurgicale selon la revendication 7, dans laquelle ledit second moyen d'encliquetage comprend une barrette d'accrochage (86) sollicitée par ressort et pouvant entrer par pivotement dans une rainure correspondante (88) formée dans ledit moyen d'enfoncement (12), ladite barrette d'accrochage maintenant ledit moyen d'enfoncement à l'intérieur de ladite agrafeuse jusqu'à ce que ledit téton fasse sortir par pivotement ladite barrette d'accrochage de ladite rainure correspondante en vue du blocage correct de ladite première mâchoire sur ladite seconde mâchoire (24) de ladite agrafeuse.



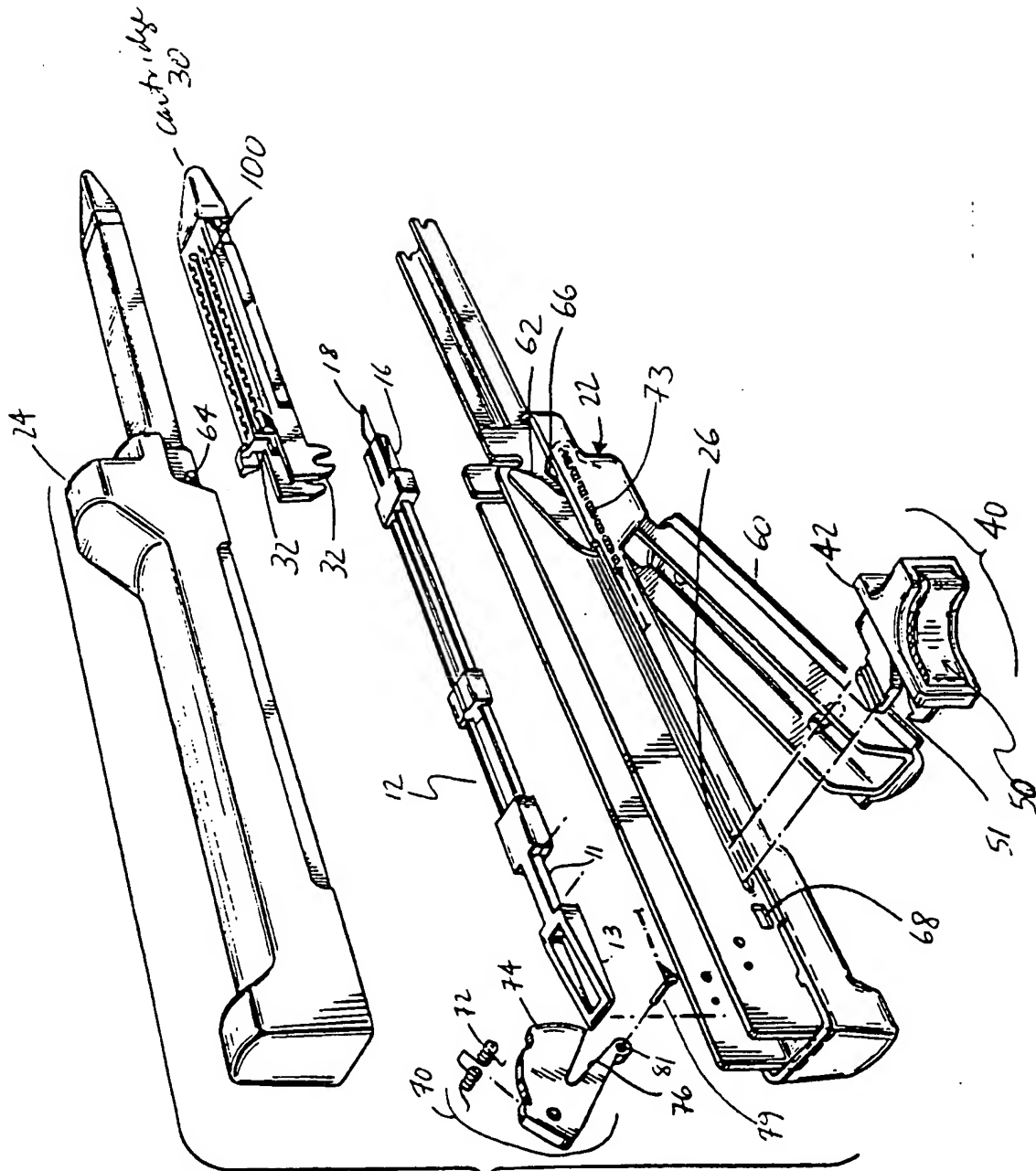


FIG-4

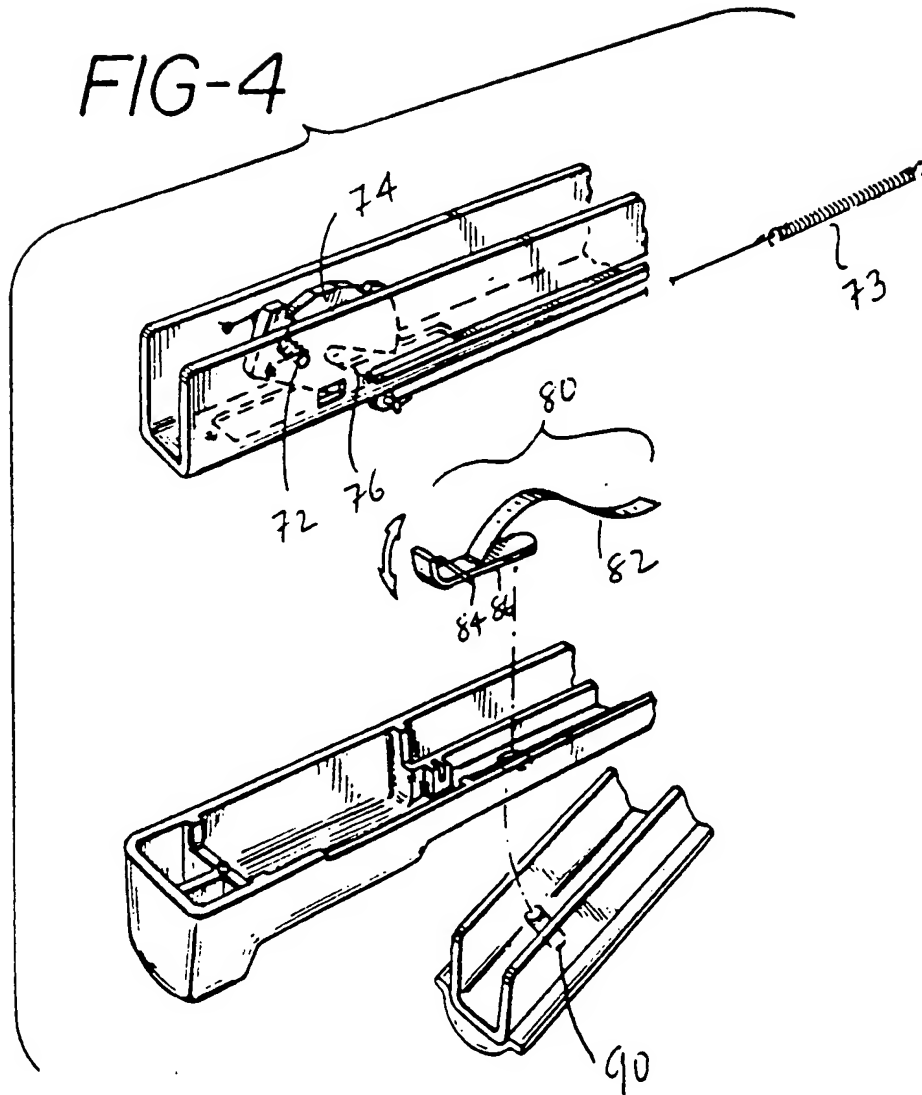


FIG-5

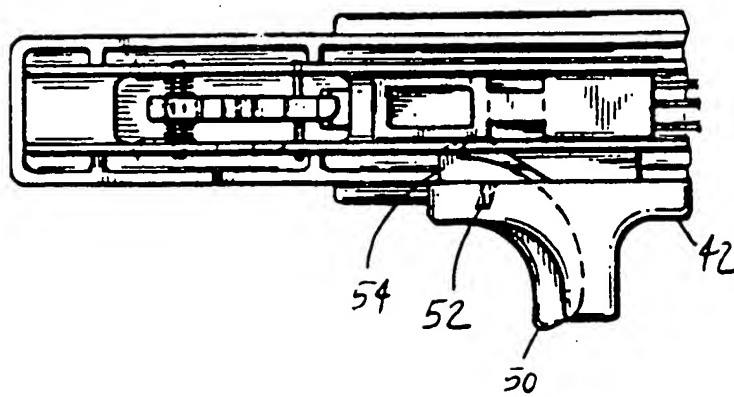




FIG-6

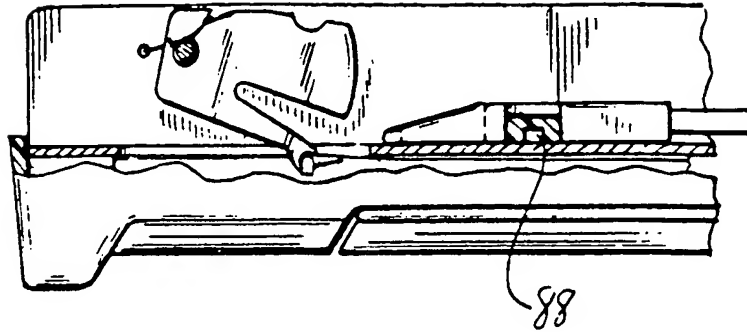


FIG-7

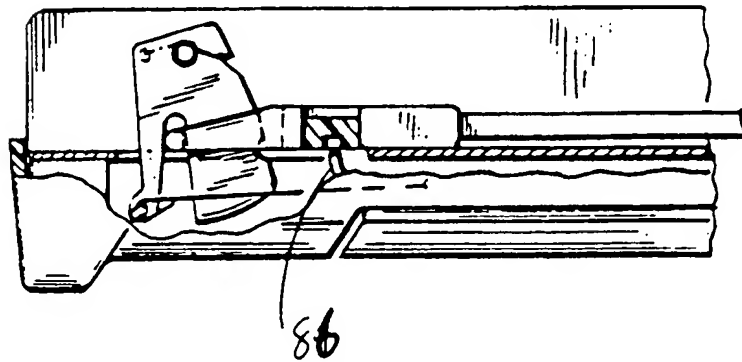


FIG-8

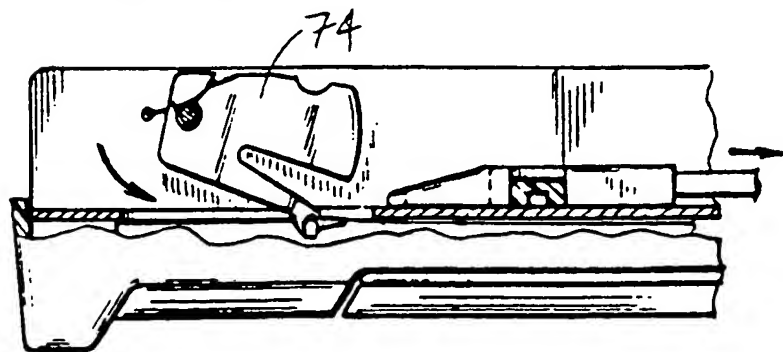
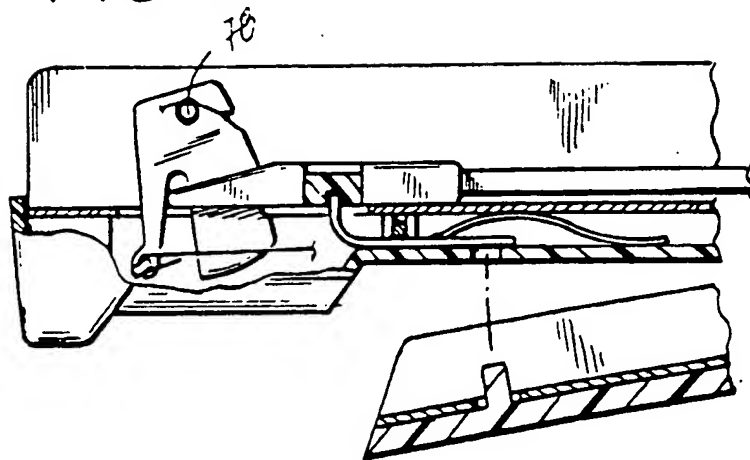


FIG-9



**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☒ FADED TEXT OR DRAWING
- ☐ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☐ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**